

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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SHARON BRUNO,

Plaintiff,

vs.

KOHL'S DEPARTMENT STORES., *et al.*,

Defendants.

2:11-cv-00671-LDG-CWH

ORDER

This matter is before the Court on Defendant Kohl's Department Stores, Inc.'s Motion for Leave to Amend its Answer to Assert Cross-Claims against Dentco (#8), filed June 21, 2011, and Defendant Kohl's Motion for Leave to File Third-Party Complaint (#17), filed February 7, 2012. Both motions are unopposed.

Pursuant to Local Rule (LR) 7-2(d), "[t]he failure of an opposing party to file points and authorities in response to any motion shall constitute a consent to the granting of the motion." Defendant Kohl's seeks leave to amend its answer to include cross-claims against co-Defendant Dentco. *See* Def.'s Mot. (#8). The request has gone unopposed and, therefore, pursuant to LR 7-2(d), shall be granted.

Defendant Kohl's also requests leave to amend its answer to include a third-party complaint against MCDM Investments, LLC. *See* Def.'s Mot. (#17). The motion is also unopposed and shall be granted on those grounds. Moreover, Rule 14(a) expressly permits impleader where the proposed third-party defendant "is or may be liable" to the original defendant and the third-party complaint asserts at least a colorable claim for relief. The Court finds those requirements have been met in this instance.

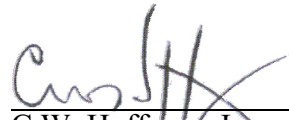
Based on the foregoing and good cause appearing therefore,

**IT IS HEREBY ORDERED** that Defendant Kohl's Department Stores, Inc.'s Motion

1 for Leave to Amend its Answer to Assert Cross-Claims against Dentco (#8) is **granted**.

2 **IT IS FURTHER ORDERED** that Defendant Kohl's Motion for Leave to File Third-  
3 Party Complaint (#17) is **granted**.

4 DATED this 27 day of February, 2012.

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7 C.W. Hoffman, Jr.  
United States Magistrate Judge  
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